

RECEIVED
CENTRAL FAX CENTER

NOV 09 2005

Motorola, Inc.
Law Department
1303 E. Algonquin Road
Schaumburg, Illinois 60196
Telephone: 847-538-5855
Facsimile: 847-576-3750



Number of Pages (including this page)

Date: November 9, 2005
To: Ming Chow- Art Unit 2645
Location: United States Patent and Trademark Office
Fax No.: 571-273-8300 Centralized Facsimile Number
From: Lalita W. Pace REG. NO. 39,427
Serial No.: Docket No.:
Subject: 09/945,462 CE08796R

NOTICE: This facsimile transmission may contain information that is confidential, privileged, or exempt from disclosure under applicable law. It is intended only for the person to whom it is addressed. Unauthorized use, disclosure, copying or distribution may expose you to legal liability. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for return of the documents received and any copies made. Thank you.

MESSAGE:

Enclosed herewith, please find a **RESPONSE TO AFTER FINAL AMENDMENT, NOTICE OF APPEAL, APPEAL BRIEF and REQUEST FOR EXTENSION OF TIME** for filing in the below-identified application.

EXAMINER:	Ming Chow
ART UNIT:	2645
APPLICATION SERIAL NO.:	09/945,462
FILE DATE:	August 30, 2001
INVENTOR:	Carey et al.

RECEIVED
OIPE/IAP

NOV 10 2005

RECEIVED
CENTRAL FAX CENTER

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/945,462
	Filing Date	August 30, 2001
	First Named Inventor	Carey et al.
	Group Art Unit	2645
	Examiner Name	Ming Chow
Total Number of Pages in this Submission	Attorney Docket Number	CE08796R

ENCLOSURES		(check all that apply)
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input checked="" type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE <input type="checkbox"/> Copy of Notice to File Missing Parts
Remarks <input checked="" type="checkbox"/> Facsimile Transmittal		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Lalita W. Pace	Registration No. 39,427
Signature	<i>Lalita W. Pace</i>	
Date	November 9, 2005	

CERTIFICATE OF TRANSMITTAL/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to facsimile number <u>571-273-8300</u> or deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on the date listed below:		
Typed or printed name	Nanette Orr	
Signature	<i>Nanette Orr</i>	Date November 9, 2005

FEE TRANSMITTAL Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known	
		Application Number	09/945,462
		Filing Date	August 30, 2001
		First Named Inventor	Carey et al.
		Examiner Name	Ming Chow
		Group Art Unit	2645
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	CE08796R

METHOD OF PAYMENT (check all that apply) <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: <u>502117</u> Deposit Account Name: <u>Motorola, Inc.</u> The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.	FEE CALCULATION (continued) 3. ADDITIONAL FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1061</td><td>130</td><td>2061</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>2062</td><td>25</td><td>Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>1812</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1261</td><td>120</td><td>2251</td><td>55</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>210</td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>475</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1590</td><td>2254</td><td>740</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2180</td><td>2255</td><td>1005</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>165</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>165</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>65</td><td>Petition to revive - unavoidable</td></tr> <tr><td>1453</td><td>1330</td><td>2453</td><td>665</td><td>Petition to revive - unintentional</td></tr> <tr><td>1501</td><td>1330</td><td>2501</td><td>665</td><td>Utility issue fee (or release)</td></tr> <tr><td>1502</td><td>480</td><td>2502</td><td>240</td><td>Design issue fee</td></tr> <tr><td>1503</td><td>840</td><td>2503</td><td>320</td><td>Plant issue fee</td></tr> <tr><td>1480</td><td>130</td><td>1450</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(a)</td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of IDS</td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr> <tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="5">Other fee (specify): _____</td></tr> <tr><td colspan="5">SUBTOTAL (3) (\$)</td></tr> </tbody> </table>	Large Entity		Small Entity		Fee Description	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1061	130	2061	65	Surcharge - late filing fee or oath	1052	50	2062	25	Surcharge - late Provisional filing	1053	130	1053	130	Non-English specification	1812	2520	1812	2520	For filing a request for ex parte Reexamination	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	1261	120	2251	55	Extension for reply within first month	1252	450	2252	210	Extension for reply within second month	1253	1020	2253	475	Extension for reply within third month	1254	1590	2254	740	Extension for reply within fourth month	1255	2180	2255	1005	Extension for reply within fifth month	1401	500	2401	165	Notice of Appeal	1402	500	2402	165	Filing a brief in support of an appeal	1403	290	2403	145	Request for oral hearing	1451	1510	1451	1510	Petition to institute a public use proceeding	1452	110	2452	65	Petition to revive - unavoidable	1453	1330	2453	665	Petition to revive - unintentional	1501	1330	2501	665	Utility issue fee (or release)	1502	480	2502	240	Design issue fee	1503	840	2503	320	Plant issue fee	1480	130	1450	130	Petitions to the Commissioner	1807	50	1807	50	Processing fee under 37 CFR 1.17(a)	1806	180	1806	180	Submission of IDS	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	1801	770	2801	385	Request for Continued Examination (RCE)	1802	900	1802	900	Request for expedited examination of a design application	Other fee (specify): _____					SUBTOTAL (3) (\$)				
Large Entity		Small Entity		Fee Description																																																																																																																																																												
Fee Code	Fee (\$)	Fee Code	Fee (\$)																																																																																																																																																													
1061	130	2061	65	Surcharge - late filing fee or oath																																																																																																																																																												
1052	50	2062	25	Surcharge - late Provisional filing																																																																																																																																																												
1053	130	1053	130	Non-English specification																																																																																																																																																												
1812	2520	1812	2520	For filing a request for ex parte Reexamination																																																																																																																																																												
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																												
1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action																																																																																																																																																												
1261	120	2251	55	Extension for reply within first month																																																																																																																																																												
1252	450	2252	210	Extension for reply within second month																																																																																																																																																												
1253	1020	2253	475	Extension for reply within third month																																																																																																																																																												
1254	1590	2254	740	Extension for reply within fourth month																																																																																																																																																												
1255	2180	2255	1005	Extension for reply within fifth month																																																																																																																																																												
1401	500	2401	165	Notice of Appeal																																																																																																																																																												
1402	500	2402	165	Filing a brief in support of an appeal																																																																																																																																																												
1403	290	2403	145	Request for oral hearing																																																																																																																																																												
1451	1510	1451	1510	Petition to institute a public use proceeding																																																																																																																																																												
1452	110	2452	65	Petition to revive - unavoidable																																																																																																																																																												
1453	1330	2453	665	Petition to revive - unintentional																																																																																																																																																												
1501	1330	2501	665	Utility issue fee (or release)																																																																																																																																																												
1502	480	2502	240	Design issue fee																																																																																																																																																												
1503	840	2503	320	Plant issue fee																																																																																																																																																												
1480	130	1450	130	Petitions to the Commissioner																																																																																																																																																												
1807	50	1807	50	Processing fee under 37 CFR 1.17(a)																																																																																																																																																												
1806	180	1806	180	Submission of IDS																																																																																																																																																												
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																												
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																												
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																												
1801	770	2801	385	Request for Continued Examination (RCE)																																																																																																																																																												
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																												
Other fee (specify): _____																																																																																																																																																																
SUBTOTAL (3) (\$)																																																																																																																																																																

1. BASIC FILING FEE <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1001</td><td>770</td><td>2001</td><td>385</td><td>Utility filing fee</td></tr> <tr><td>1002</td><td>340</td><td>2002</td><td>170</td><td>Design filing fee</td></tr> <tr><td>1003</td><td>530</td><td>2003</td><td>265</td><td>Plant filing fee</td></tr> <tr><td>1004</td><td>780</td><td>2004</td><td>385</td><td>Reissue filing fee</td></tr> <tr><td>1005</td><td>160</td><td>2005</td><td>80</td><td>Provisional filing fee</td></tr> <tr><td colspan="5">SUBTOTAL (1) (\$)</td></tr> </tbody> </table>		Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Paid	1001	770	2001	385	Utility filing fee	1002	340	2002	170	Design filing fee	1003	530	2003	265	Plant filing fee	1004	780	2004	385	Reissue filing fee	1005	160	2005	80	Provisional filing fee	SUBTOTAL (1) (\$)					2. EXTRA CLAIM FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Total Claims</th> <th>Previously Paid**</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>Independent Claims</td> <td>20</td> <td>3</td> <td>18</td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td>86</td> <td></td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td>280</td> <td></td> </tr> </tbody> </table> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1202</td><td>18</td><td>2202</td><td>9</td><td>Claims in excess of 20</td></tr> <tr><td>1201</td><td>84</td><td>2201</td><td>42</td><td>Independent claims in excess of 3</td></tr> <tr><td>1203</td><td>280</td><td>2203</td><td>140</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>1204</td><td>84</td><td>2204</td><td>42</td><td>* Reissue independent claims over original parent</td></tr> <tr><td>1205</td><td>18</td><td>2205</td><td>9</td><td>* Reissue claims in excess of 20 and over original parent</td></tr> <tr><td colspan="5">SUBTOTAL (2) (\$)</td></tr> </tbody> </table>	Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid	Independent Claims	20	3	18					86		Multiple Dependent			280		Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	1202	18	2202	9	Claims in excess of 20	1201	84	2201	42	Independent claims in excess of 3	1203	280	2203	140	Multiple dependent claim, if not paid	1204	84	2204	42	* Reissue independent claims over original parent	1205	18	2205	9	* Reissue claims in excess of 20 and over original parent	SUBTOTAL (2) (\$)				
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Paid																																																																																								
1001	770	2001	385	Utility filing fee																																																																																								
1002	340	2002	170	Design filing fee																																																																																								
1003	530	2003	265	Plant filing fee																																																																																								
1004	780	2004	385	Reissue filing fee																																																																																								
1005	160	2005	80	Provisional filing fee																																																																																								
SUBTOTAL (1) (\$)																																																																																												
Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid																																																																																								
Independent Claims	20	3	18																																																																																									
			86																																																																																									
Multiple Dependent			280																																																																																									
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description																																																																																								
1202	18	2202	9	Claims in excess of 20																																																																																								
1201	84	2201	42	Independent claims in excess of 3																																																																																								
1203	280	2203	140	Multiple dependent claim, if not paid																																																																																								
1204	84	2204	42	* Reissue independent claims over original parent																																																																																								
1205	18	2205	9	* Reissue claims in excess of 20 and over original parent																																																																																								
SUBTOTAL (2) (\$)																																																																																												

** or number previously paid, if greater; For Reissues, see above.

* Reduced by Basic Filing Fee Paid

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Lalita W. Pace	Registration No.	39,427
Signature	<i>Lalita W. Pace</i>	Telephone	847-538-5855
		Date	November 9, 2005